

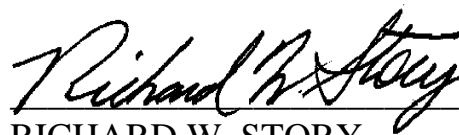
**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

| | | |
|--------------------------|---|---------------------|
| UNITED STATES OF AMERICA | : | |
| | : | |
| | : | |
| v. | : | CRIMINAL ACTION NO. |
| | : | 1:12-CR-0256-RWS |
| ELOY GUTIERREZ-MARTINEZ | : | |
| and RICARDO GUTIERREZ, | : | |
| | : | |
| Defendants. | : | |

ORDER

This case is before the Court for consideration of the Report and Recommendation [51] of Magistrate Judge Justin S. Anand. After reviewing the Report and Recommendation, it is received with approval and adopted as the Opinion and Order of this Court. Accordingly, Defendant Eloy Gutierrez-Martinez's Motion to Suppress Evidence Seized Without a Warrant [29], Motion to Suppress Evidence Seized With a Weapon [30] and Motion to Suppress Evidence Seized From Search of Home Based Upon Material Omissions and False Statements in Search Warrant [40] are **DENIED**.

SO ORDERED this 17th day of April, 2013.

A handwritten signature in black ink, reading "Richard W. Story", written over a horizontal line.

RICHARD W. STORY
UNITED STATES DISTRICT JUDGE